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### **Education**

*Princeton University*, M.A. 2000 (distinction), Ph.D. 2002, Department of Politics and Program in Political Philosophy

*Stanford Law School*, J.D. 2005

*University of Cambridge*, M.Phil. 1996, Program in Political Thought and Intellectual History

*Pomona College*, B.A. 1995, Politics and Philosophy

### **Academic Appointments**

*Brown University*, Professor of Political Science, 2012- present; Associate Professor (with tenure) of Political Science, 2007- 2012; Assistant Professor of Political Science, 2002-2007

*University of Chicago Law School*, Visiting Professor of Law, Fall 2014

*Fordham Law School*, Visiting Professor of Law, Fall 2013

*Princeton University*, Rockefeller Faculty Fellow, Center for Human Values, 2010-2011; Graduate Prize Fellow, Center for Human Values, 2000-2001; Preceptor, 2000-2001

*Harvard Law School*, Visiting Associate Professor of Law, Winter Term, 2009

*Harvard University*, Faculty Fellow, Safra Family Foundation Center for Ethics, 2006-2007

## **Research and Scholarship**

### **Books**

*When The State Speaks, What Should it Say? How Democracies Can Protect Expression and Promote Equality* (Princeton, NJ: Princeton University Press, 2012).

Subject of six-article symposium in *Brooklyn Law Review* (2014).

Subject of online symposium hosted by publicreason.net (2013).

Subject of online symposium hosted by concurringopinions.com (2013).

*Democratic Rights: The Substance of Self-Government* (Princeton, NJ: Princeton University Press, 2007).

Subject of a six-article symposium in *Representation* (April 2011).

Translated and published in French as *Les Droits du Peuple: Valeurs de la Démocratie* with a new introduction by Charles Larmore (Éditions Hermann, 2009).

Subject of “Critical Exchange” with Tom Christiano, *Journal of Politics* (October 2009).

Subject of APSA Roundtable (September 2009).

Subject of “Critical Dialogue” with Melissa Schwartzberg, *Perspectives on Politics* (June 2008).

One of *Choice's* “Outstanding Academic Titles for 2007.”

Awarded Cornell University Young Scholar Award for early manuscript (2004).

*Punishment, Property, and Justice: Philosophical Foundations of the Welfare and Death Penalty Controversies* (Burlington, VT: Ashgate/Dartmouth Press, 2001).

### **Casebooks**

*Government Powers: Cases and Readings in Constitutional Law and American Democracy* (New York, NY: Aspen Publishers, 2014).

*Civil Rights and Liberties: Cases and Readings in Constitutional Law and American Democracy* (New York, NY: Aspen Publishers 2013).

*Constitutional Law and American Democracy: Cases and Readings* (New York, NY: Aspen Publishers, 2011).

## Articles

“Sovereign and State: A Democratic Theory of Sovereign Immunity,” *Texas Law Review*, forthcoming.

“Democratic Persuasion and Free Speech: A Response to Four Critics and Two Allies,” *Brooklyn Law Review*, Vol. 79, No. 3, (2014): 1060-1089.

“Value Democracy as the Basis for Viewpoint Neutrality: A Theory of Free Speech and Its Implications for the State Speech and Limited Public Forum Doctrines,” *Northwestern Law Review*, Vol. 107, No. 2, (2013): 603-645.

“Public Justification and the Right to Private Property: Welfare Rights as Compensation for Exclusion,” *Law and Ethics of Human Rights* (part of symposium on “Reciprocity and Rights” with Eric Posner, Stephen Macedo, and Tommie Shelby), Vol. 6, No. 1, (2012): 119-146.

“A Substantive Conception of the Rule of Law,” *Nomos XLX: The Rule of Law*, (2011): 52-63.

“Defending the Value Theory of Democracy: A Response to Six Critics,” *Representation* (part of symposium on my book *Democratic Rights*), Vol. 47, No. 1, (2011): 73-83.

“When the State Speaks, What Should It Say? The Dilemmas of Free Speech and Democratic Persuasion” *Perspectives on Politics*, Vol. 6, No. 2, (2010): 1005-1019.

“A Transformative Theory of Religious Freedom: State Persuasion and the Reasons for Rights,” *Political Theory*, Vol. 38, No. 2, (2010): 187-213.

Subject of “Critical Exchange” *Political Theory*, Vol. 39, No. 6, (2011): 777-792, which includes my response, “Non-Profit Status and Religious Freedom.”

“The Global Reach of Democratic Ideals: Universal Implications of Procedure-Independent Values,” *The Good Society*, (part of symposium on Democratic Theory) Vol. 18, No. 2, (2009): 35-40.

“The Rights of the Guilty: Punishment and Political Legitimacy,” *Political Theory*, Vol. 35, No. 2, (2007): 175-199.

Subject of “Critical Exchange,” in *Political Theory*, Vol. 35, No. 6, (2007): 806-815, which includes my response, “Unreasonable Disagreement.”

“The Politics of the Personal: A Liberal Approach,” *American Political Science Review*, Vol. 101, No. 1, (2007): 19-31.

“The Value Theory of Democracy,” *Politics, Philosophy, and Economics*, Vol. 5, No. 3, (2006): 259-278.

“Popular Constitutionalism and the Case for Judicial Review” (review essay), *Political Theory* Vol. 34, No. 4, (2006): 516-521.

“Balancing Procedures and Outcomes Within Democratic Theory: Core Values and Judicial Review,” *Political Studies* Vol. 53, No. 2, (2005): 423-441.

“Dignity, Citizenship, and Capital Punishment: The Right of Life Reformulated,” *Studies in Law, Politics and Society* Vol. 25, (2002): 119-132.

“From Liberalism to the End of Juridical Language: An Examination of Marx’s Early Jurisprudence,” *Studies in Law, Politics and Society* Vol. 18, (1998): 173-217.

### **Book Chapters**

“Free Speech as an Inverted Right and Democratic Persuasion,” in Cruft, Liao, and Renzo, *Philosophical Foundations of Human Rights*, (Oxford University Press, 2014).

“Public Justification and the Right to Private Property: Welfare Rights as Compensation for Exclusion,” in O’Neill and Williamson, *Property Owning Democracy: Rawls and Beyond*, (Wiley-Blackwell, 2012).

“Punishment within the Social Contract.” in Sarat and Umphry, *Law as Punishment/Law as Regulation*, (Stanford University Press, 2011).

### **Book Reviews**

“Popular Constitutionalism Contra Populism,” *Constitutional Commentary* (part of symposium on E. Beaumont, *The Civic Constitution* and J. Finn, *Peopling the Constitution*.) forthcoming.

“Judicial Review and Democratic Authority: Absolute v. Balancing Conceptions,” *Journal of Ethics and Social Philosophy* (part of symposium on T. Christiano’s *The Constitution of Authority*), (2011): 1-9.

Review of T. Christiano, *The Constitution of Equality: Democratic Authority and Its Limits* (Oxford: Oxford University Press, 2008). *Journal of Politics*, Vol. 71, No. 4, (2009): 1593-1594. Review appears as part of “Critical Exchange.”

Review of M. Schwartzberg, *Democracy and Legal Change*, (Cambridge University Press, 2007). *Perspectives on Politics*, Vol. 6, No. 2, (2008): 361-365. Review appears as part of “Critical Dialogue.”

Review of *Civil Society and Government*, N. Rosenblum and R. Post, eds. *Ethics* Vol. 114, No. 2, (2004): 374-376.

## **Invited Lectures, Papers, and Responses (Selected)**

“Democratic Persuasion and Free Speech: A Response to Four Critics and Two Allies,” Legal Theory Workshop, *University of Toronto Law School*, April 2014.

“Democratic Persuasion and Free Speech: A Response to Four Critics and Two Allies,” Political Theory Workshop, *Harvard University*, March, 2014.

“When the State Speaks, What Should it Say?” Law Review Forum, *Brooklyn Law School*, February 2014.

“Free Speech and the Limited Public Forum,” Faculty Workshop, *Fordham Law School*, November 2013.

“On Christian Legal Society v. Martinez,” National Lawyers Convention, *The Federalist Society*, November 2012.

“Viewpoint Neutrality, Free Speech, and the Reasons for Rights,” Law Review Symposium, *Northwestern Law School*, March 2012.

“Value Democracy and the Freedom of Expression: Protecting Rights and Promoting Free and Equal Citizenship,” Center for Ethics, *University of Toronto*, November 2011.

“Value Democracy and the Freedom of Expression: Protecting Rights and Promoting Free and Equal Citizenship,” Political Theory Workshop, *Yale University*, October 2011.

“Against Neutralism in Free Exercise Jurisprudence: Faith Based Groups, Discrimination, and State Subsidy,” *University of Alabama Law School*, Symposium on “Matters of Faith,” October 2011.

“Value Democracy and the Freedom of Expression,” Center for Comparative Constitutional Law, *Melbourne Law School*, August 2011.

“Value Democracy and the Freedom of Expression,” Social and Political Theory Seminar, Department of Philosophy, *Australian National University*, August 2011.

“When the State Speaks, What Should it Say? Freedom of Expression and the Reasons for Rights,” The Leroy Keller Center for the Study of the First Amendment, *University of Colorado*, April 2011.

“Public Justification and the Right to Private Property: Welfare Rights as Compensation for Exclusion,” *Center for Law and Business*, Symposium on “Reciprocity and Rights,” January 2011.

“Democratic Persuasion,” Faculty Workshop, Center for Human Values, *Princeton University*, September 2010.

“When the State Speaks, What Should it Say? Freedom of Expression and the Reasons for Rights,” Faculty Workshop, Safra Center for Ethics, *Harvard University*, April 2010.

“When the State Speaks, What Should it Say? Freedom of Expression and the Reasons for Rights,” Program in Ethics and Public Affairs, Center for Human Values, *Princeton University*, October 2009.

“State Persuasion and the Reasons for Rights: A Transformative Theory of Religious Freedom,” Faculty Workshop, *Harvard Law School*, May 2009.

“A Transformative Theory of Religious Freedom,” Columbia University Seminar in Social and Political Thought, *Columbia University*, May 2009.

“A Transformative Theory of Religious Freedom,” Political Theory Seminar, *University of North Carolina at Chapel Hill*, February 2009.

“Beyond Rights,” Political Theory Seminar, *University of Pennsylvania*, December 2008.

“Punishment and the Social Contract,” Corliss Lamont Lectureship Series, *Amherst College*, October 2008.

“Virtue in Democratic Theory: A Reply to Andrew Mason,” Conference on Civic Virtue, *Florida State University*, February 2007.

“Beyond Rights: The Constitution’s Responses to Hate Speech,” Second Annual Brown University Constitution Day Lecture, *Brown University*, Office of the Provost, September 2006.

“The Supreme Court as a Model for Mass Deliberation,” Conference on Designing 21st Century Governance Mechanisms, Rockefeller Brothers Fund, Pocantico Hills Conference Center, July 2006. Other panelists included Dennis Thompson and William Galston.

“Is the Family Beyond Justice? A Reply to Joshua Cohen,” Conference on the Work of Susan Okin, *Stanford University*, January 2005.

“Democratic Rights: The Substance of Self-Government,” and “Public Justification and the Right to Private Property,” Young Scholar Weekend, *Cornell University*, Center for Ethics and Public Life, May 2004.

“Reply to Schmitz on Reciprocity,” Conference on David Schmitz’s *The Elements of Justice*, *Brown University*, Political Philosophy Workshop, June 2004.

“Democracy and Individual Rights,” Political Theory Tea, *Stanford University*, Department of Political Science, February 2003.

“Democracy and Individual Rights,” Political Theory Workshop, *Massachusetts Institute of Technology*, December 2002.

### **Conference Papers and Presentations (Selected)**

“State Speech and Legislative Prayer,” Law and Religion Roundtable, *Washington University School of Law*, June 2014.

“Response to Critics,” *American Political Science Association (panel on When the State Speaks)*, September 2013.

“Response to Critics,” *Law and Society Association (panel of When the State Speaks)*, April 2013.

“Non-Profit Status and the Freedoms of Speech and Association,” *American Political Science Association*, September 2011.

“The Rule of Law, Dignity, and Non-Arbitrariness: Reply to Waldron,” *American Society for Political and Legal Philosophy*, January 2010.

“Religious Freedom: An Alternative to the Spatial Metaphor,” *American Political Science Association*, September 2008.

“Reframing the Public/Private Distinction,” *American Political Science Association*, September 2007.

“Clemency and Executive Authority,” *Conference of the Association for the Study of Law, Culture, and the Humanities*, March 2006.

“Rousseau, Unanimity, and Private Property,” *American Political Science Association*, September 2005.

“Identity in Democracy,” Chair of Roundtable Discussion, *American Political Science Association*, September 2004.

“The Substance of Democracy: Why Self-Government Requires Individual Rights,” *American Political Science Association*, August 2003.

“Deliberative Democracy and Rhetoric: A Reply to Iris Young, Philip Pettit, and Mariah Zeisberg,” Discussant, *American Political Science Association*, August 2003.

“Democracy and Privacy,” *International Political Science Association*, July 2003.

## **Awards and Honors**

Rockefeller Faculty Fellowship, Center for Human Values, *Princeton University*, 2010-2011

Nominee, Barrett Hazeltine Award for Excellence in Teaching, *Brown University*, Spring 2008

Safra Foundation Center for Ethics Faculty Fellowship, *Harvard University*, 2006-2007

Brown University Humanities Center Inaugural Fellowship, *Brown University*, Spring 2006

Andrew W. Mellon Foundation Junior Faculty Fellowship, *American Council of Learned Societies*, 2004-2005

Finalist, Barrett Hazeltine Award for Excellence in Teaching, *Brown University*, Spring 2004

Cornell University Young Scholar Award, Center for Ethics and Public Life, *Cornell University*, 2003-2004

Nomination, Leo Strauss Award in Political Theory, *Princeton University*, Fall 2002

University Fellowship, *Princeton University*, 1999-2000, 2001-2002

Graduate Prize Fellowship, University Center for Human Values, *Princeton University*, 2000-2001

Downing College Fellowship, *Downing College, Cambridge University*, 1995-1996

## **Teaching and Advising**

### **Courses Taught**

#### *Law:*

Constitutional Law IV: Speech and Religion (University of Chicago Law School)

Constitutional Law I (Fordham Law School)

Democratic Theory and the Law (Harvard Law School)

#### *Undergraduate:*

Constitutional Law

Civil Liberties

Ethics and Public Policy

Modern Political Thought

#### *Graduate:*

Democracy, Justice, and the Law

Liberalism and Its Critics: What is the Relationship between Democracy and Individual Rights?

Proseminar in Political Theory



## **Graduate Dissertation Committees**

### *Completed:*

McCalpin, Jermaine, "A Theory of Transitional Justice: The Case of South Africa," Placed at University of West Indies (Lecturer).

Western, David, "Hearts of Light: The Role of Empathy in Negotiation," Placed at Grinnell College (Postdoctoral Fellow), now at Valparaiso University (Assistant Professor).

Phillips, John, "Natural Resources, Opportunity, and Global Justice," Placed at University of North Carolina (Visiting Professor).

Banai, Hussein, "Democratic Contextualism," (Committee Chair), Placed at Occidental College (Assistant Professor).

Ly, Minh, "Global Deliberation," (Committee Chair), Placed at Princeton University (Postdoc).

### *In Progress:*

McGreevy, Kevin, (Committee Chair) "Public Rights: The Political Theory of the First Amendment."

Hodgetts, Mathew, (Committee Chair) "Global Cooperation and Climate Change."

## **Professional Service (Selected)**

Member of the Council, *American Society for Political and Legal Philosophy*, (board of organization that produces *Nomos*), 2011-present.

External Reviewer for tenure and promotion cases, *Harvard University, Yale University, University of Virginia, Bowdoin College, New York University*.

Manuscript Reviewer, *Cambridge University Press, Princeton University Press, Oxford University Press, Yale University Press*.

Referee, *American Political Science Review, Journal of Politics, Political Theory, PS and Politics, Law and Philosophy, Studies in Law, Politics, and Society, The Journal of Political Philosophy, Perspectives on Politics, Polity*.

Section Chair (Constitutional Law and Jurisprudence), *American Political Science Association*, 2012-2013.

Evaluation Committee Member, The Program in Politics, Philosophy, and Economics, *Pomona College*, 2009.

## **Department Service**

Director of Graduate Studies, 2011-2013

Member, Political Theory Search, 2012-2013

Liaison, Sheridan Center for Teaching, 2008-2009, 2011-present

Member, Graduate Committee, 2005-2006, 2007-2009

Member, Undergraduate Committee, 2002-2004

### **University Service**

Lecturer, Alumni Association and Capital Campaign, *Brown University*, 2007-present. Lectured at various events, including capital campaign fundraiser in Boston, “All Ivy” retreat in Bristol, and a recruiting/alumni event in Los Angeles.

Advisory Board Member, Political Theory Project, *Brown University*, 2010-present. Faculty Associate, 2005-Present. Serve on postdoctoral selection committee.

Member, Brown University Community Council, *Brown University*, 2009-present.

Director, Political Philosophy Workshop, *Brown University*, 2008-2009. Co-convenor, 2002-2008. Invited and hosted visitors, recruited participants, and chaired interdisciplinary workshops devoted to developing papers in political theory, ethics, and law.

Member, Craig Fellowship Selection Committee, *Brown University*, 2007-2010.

Member, Rhodes/Marshall Advisory Committee, *Brown University*, 2007-2008.

Member, Meiklejohn Lectureships Committee, *Brown University*, 2002-2007.

Faculty Advisor, Mellon Foundation Graduate Student Workshop in Political Theory and International Relations, *Brown University*, 2005-2006. Supervisor of interdisciplinary seminar to develop dissertations in progress.